

## **REMARKS**

### **Claim Summary**

Claims 1-27 are pending. Claims 1-16 and 21-27 are withdrawn pursuant to the Restriction/Election Requirement.

### **Restriction/Election Requirement**

The Examiner has restricted the claims to one of the following inventions:

- I. Claims 1-16 and 25-27, drawn to a tissue shaping device.
- II. Claims 17-24, drawn to method for modifying the shape of a target tissue.

Applicants elect Group II, claims 17-24.

The Examiner has also required Applicants to elect one of the following allegedly patentably distinct species:

<b><u>Species</u></b>	<b><u>Figures</u></b>
1	1 and 2
2	3
3	4 and 5
4	6
5	7 and 8
6	9
7	10-12
8	13
9	14

Applicants elect Species 6 - Figure 9. Claims 17-20 read on the elected species. Claims 17 and 18 are generic to all species.

**CONCLUSION**

Applicants request reconsideration and allowance of all claims pending in this application. If a telephone conference would expedite prosecution of this application, the Examiner is invited to contact the undersigned.

Respectfully submitted,



Date: August 8, 2007

By:

\_\_\_\_\_  
Thomas Zlogar, Reg. No. 55,760

SHAY LAW GROUP LLP  
2755 Campus Drive, Suite 210  
San Mateo, CA 94403  
Telephone: 650.212.1700  
Facsimile: 650.212.7562